

HIGH COURT OF JUDICATURE CHHATTISGARH : BILASPUR**SINGLE BENCH : HON'BLE SHRI S.R. NAYAK, C.J.****WRIT PETITION NO. 3635 of 2006****PETITIONERS**

1. Sunil Prasad, aged about 35 years, Son of Shri R.B. Prasad;
2. Ku. Apoorva Prasad, aged about 12 years D/o Shri Sunil Prasad;
3. Avinash Prasad, aged about 11 years, Son of Shri Sunil Prasad;
4. Ku. Anjali Prasad, aged about 10 years D/o Shri Sunil Prasad;

Petitioner No.2 to 4 are Minor, through their natural guardian father Shri Sunil Prasad, resident of Near Matachoura Gali No.5 Kududand, Bilaspur, (C.G.).

Vs.

RESPONDENTS

1. Sanjeev Kumar Sahu, aged 34 years Son of Shri Chandrara, Sahu, Resident of Village Sankar, Akaltara, Police Station Akaltara, District Janjgir-Champa (C.G.).
2. Dhananjay Sahu @ Sonu, aged about 23 years, Son of Shri Ram Sahu, Resident of Village Podi Dalha, Akaltara, Police Station Akaltara, District Janjgir-Champa (C.G.).
3. The New India Insurance Company Limited, through Branch Manager, U.T.I. Building, In front of Rajeev Plaza, Bus Stand, Bilaspur, District Bilaspur (C.G.).

Present : Shri P.P. Sahu learned counsel for the petitioner.

ORAL ORDER

(Passed on 21st July, 2006)

Learned counsel appearing for the petitioner wants to withdraw the writ petition with liberty to prefer an appeal under Section 173 of the Motor Vehicles Act, 1988.

(2) The petition is dismissed as withdrawn reserving liberty
aforesaid. The certified copy of the impugned order shall be returned to
the learned counsel for the petitioner.

Sd/-
Chief Justice